

REPORTER'S CERTIFICATE

FCC DOCKET NO.: 94-147
CASE TITLE: James A. Kay, Jr.
HEARING DATE: July 23, 1998
LOCATION: Washington, D.C.

I hereby certify that the proceedings and evidence are contained fully and accurately on the tapes and notes reported by me at the hearing in the above case before the Federal Communications Commission.

Date: 7/23/98
Elaine Kim Elaine Kim
Official Reporter
Heritage Reporting Corporation
1220 "L" Street, N.W.
Washington, D.C. 20005

TRANSCRIBER'S CERTIFICATE

I hereby certify that the proceedings and evidence were fully and accurately transcribed from the tapes and notes provided by the above named reporter in the above case before the Federal Communications Commission.

Date: 7/23/98
Diana Watson Diana Watson
Official Transcriber
Heritage Reporting Corporation

PROOFREADER'S CERTIFICATE

I hereby certify that the transcript of the proceedings and evidence in the above referenced case that was held before the Federal Communications Commission was proofread on the date specified below.

Date: 7/23/98
Joel Stuenkel Joel Stuenkel
Official Proofreader
Heritage Reporting Corporation

Heritage Reporting Corporation
(202) 628-4888

ATTACHMENT B

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FCC 98M-99

In Matter of) WT DOCKET NO. 94-147
)
JAMES A. KAY, JR.)
)
Licensee of one hundred fifty two)
Part 90 licenses in the)
Los Angeles, California area.)

ORDER

Issued: July 23, 1998

Released: July 27, 1998

In accordance with bench ruling at Prehearing Conference conducted on July 23, 1998, the date for submission of hearing subpoenas that was initially set for July 29, 1998 (Order FCC 98M-40) was extended to August 7, 1998.¹

Counsel for James A. Kay, Jr. was assured on-the-record that his two-day observance of a religious holiday on September 21-22, 1998, would be honored and, if necessary, the hearing session in Los Angeles will not be held on those dates.

All other dates and reporting requirements under Order FCC 98M-40, Order FCC 98M-91 and Order FCC 98M-95 REMAIN AS SET unless ordered otherwise.²

FEDERAL COMMUNICATIONS COMMISSION



Richard L. Sippel
Administrative Law Judge

¹ The same extension of time would apply to notices for cross-examination. See Order FCC 98M-91, released July 6, 1998.

² Courtesy copies of this Order were e-mailed or faxed to counsel on date of issuance.

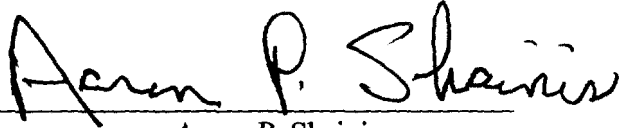
ATTACHMENT C

DECLARATION

Aaron P. Shainis, under penalty of perjury, states as follows:

For the reasons stated in the attached "Supplement to Motion to Recuse Presiding Judge," I believe that the Judge is biased. Accordingly, he is incapable of rendering a fair decision and should recuse himself.

July 28, 1998



Aaron P. Shainis

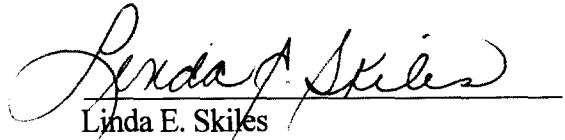
CERTIFICATE OF SERVICE

I, Linda E. Skiles, Office Administrator in the law firm of Shainis & Peltzman, Chartered, do hereby certify that on this 28th day of July, 1998, copies of the foregoing document were sent, via hand delivery to the following:

Honorable Richard Sippel
Administrative Law Judge
Federal Communications Commission
Suite 218
2000 L St., NW
Washington, DC 20554-0003

John Schauble, Esq.
Enforcement Division
Wireless Telecommunications Bureau
Federal Communications Commission
Suite 8308
2025 M Street, NW
Washington, DC 20554-0002

William H. Knowells-Kelltt, Esq.**
Gettysburg Office of Operations
Wireless Telecommunications Bureau
Federal Communications Commission
1270 Fairfield Road
Gettysburg, PA 17325-7245



Linda E. Skiles

** Via Facsimile